

Attorney's Docket No.:

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Franklin R. Cockerill III et al.

Art Unit: 1637

Serial No.: 10/754,223

Examiner: Unknown

Filed

: January 9, 2004

Title

**DETECTION OF BORDETELLA** 

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **TRANSMITTAL**

The following correspondence relating to this application is enclosed for filing:

- 1. Supplemental Information Disclosure Statement (1 page);
- 2. Form PTO-1449 (2 pages);
- 3. Copies of cited references (18 references including one on CD-ROM);
- Copies of 2 partial European Search Reports (7 pages and 5 pages); and 4.
- 5. A Return Postcard.

Please date stamp and return the enclosed postcard. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

M. Angela Parsons, Ph.D.

Reg. No. 44,282

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### CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit

Signature

Lisa<sub>M</sub>. Becker

Typed or Printed Name of Person Signing Certificate

Attorney's Docket No.: 07039-253002



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# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicants submit the references listed on the attached form PTO-1449. Copies of 2 partial European Search Reports in counterpart applications are also enclosed.

This statement is being filed before the receipt of a first Office Action on the merits. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Fish & Richardson P.C., P.A.

60 South Sixth Street

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Lisa M. Becker

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	Substitute Form	PTO-1449	U.S. Departn
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U.S. Department of Commerce Patent and Trademark Office Attorney's Docket No. 07039-253002

January 9, 2004

Application No. 10/754,223

on Disclosure Statement by Applicant

Applicant

Franklin R. Cockerill III et al.

Filing Date

**Group Art Unit** 1637

(37 CFR §1.6

**U.S. Patent Documents** Examiner Desig. Document **Publication** Filing Date Initial ID Number Date Patentee Class Subclass If Appropriate AA5,702,895 12/30/97 Matsunaga et al.

	Foreign Patent Documents or Published Foreign Patent Applications							
Examiner	Desig.	Document	Publication	Country or			Translation	
Initial	ID	Number	Date	Patent Office	Class	Subclass	Yes	No
	AB	1 160 333	12/05/01	EPO				
	AC	0 526 876	02/10/93	EPO				
	AD	WO 03/068918	08/21/03	PCT				
	AE	WO 01/23604 (on CD-ROM)	04/05/01	PCT				
	AF	WO 01/12803	02/22/01	PCT				

	Other Documents (include Author, Title, Date, and Place of Publication)			
Examiner	Desig.			
Initial	ID	Document		
	AG	Arthur et al., "Enterococcus faecium transposon Tn1546 transposase, resolvase, vanR, vanS, vanH, vanA, vanY and teicoplanin resistance protein (vanZ) genes, complete cds," 1993, database accession no. M97297		
	АН	Grisold et al., "Detection of Methicillin-Resistant Staphylococcus aureus and Simultaneous Confirmation by Automated Nucleic Acid Extraction and Real-Time PCR," J. Clin. Microbiol., 2002, 40:2392-2397		
	AI	Huletsky et al., "Rapid Detection of Vancomycin-Resistant Enterococci Directly from Rectal Swabs by Real-Time PCR Using the Smart Cycler," <u>Abstracts of the Interscience Conference on Antimicrobial Agents and Chemotherapy</u> , Chicago, Illinois, September 22-25, 2001, 41:409 (Abstract K-1195)		
	AJ	Ito et al., "Staphylococcus aureus DNA, type-I staphylococcal cassette chromosome mec," 1999, database accession no. AB033763		
	AK	"LightCycler-FastStart DNA Master Hybridization Probes," 1999 Roche Diagnostics GmbH Technical Manual, retrieved from the internet on February 6, 2004: <a href="http://www.roche-applied-science.com">http://www.roche-applied-science.com</a>		
	AL	Palladino et al., "Real-time PCR for the rapid detection of vanA and vanB genes," <u>Diagnostic</u> Microbiology and Infectious Disease, 2003, 45:81-84		
	AM	Palladino et al., "Rapid Detection of vanA and vanB Genes Directly from Clinical Specimens and Enrichment Broths by Real-Time Multiplex PCR Assay," J. Clin. Microbiol., 2003, 41:2483-2486		
	AN	Patel et al., "Enterococcus faecalis vancomycin resistance protein vanB gene, partial cds," 1997, database accession no. U72704		
	AO	Patel et al., "Enterococcus faecium vancomycin resistance protein B (vanB) gene, partial cds," 1997, database accession no. U94528		

Examiner Signature	Date Considered			
EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with				
next communication to applicant.				

Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 07039-253002	Application No. 10/754,223	
(Use several sheets if necessary)		Applicant Franklin R. Cockerill III et al.		
		Filing Date January 9, 2004	Group Art Unit 1637	

	Other Documents (include Author, Title, Date, and Place of Publication)			
	Examiner	Desig.		
,	Initial	ID	Document	
		AP	Petrich et al., "Direct detection of vanA and vanB genes in clinical specimens for rapid identification of vancomycin resistant enterococci (VRE) using multiplex PCR," Molecular and Cellular Probes, 1999, 13:275-281	
		AQ	Reischl et al., "Rapid Identification of Methicillin-Resistant Staphylococcus aureus and Simultaneous Species Confirmation Using Real-Time Fluorescence PCR," J. Clin. Microbiol., 2000, 38:2429-2433	
		AR	Sloan et al., "Evaluation of a Combined LightCycler Assay for the Detection of vanA, vanB, and vanB-2/3 Genes in Enterococci," Abstracts of the General Meeting of the American Society for Microbiology, 2002, 102:143 (Abstract C-242)	

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